#23

S/N 09/454,737

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

PERRICAUDET ET AL.

Examiner:

D. GUZO

Serial No.:

09/454,737

Group Art Unit:

1636

Filed:

DECEMBER 6, 1999

Docket No.:

8076.85USC1

Title:

VIRAL RECOMBINANT VECTORS FOR EXPRESSION IN MUSCLE

CELLS

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EV077891768US

Date of Deposit: July 17, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to the

Commissioner for Patents, Washington, D.C. 20231.

By: John Junkers

RESPONSE AND AMENDMENT pursuant to 37 C.F.R. Sections 1.112, 1.115 & 1.119

Commissioner for Patents Washington, D.C. 20231

Dear Sir:



In complete response to the Official Action mailed March 6, 2002, kindly amend the above-captioned application as follows:

In the Claims

Please amend Claim 15 as follows:

15. (Fourth time Amended) A composition comprising (i) a non replicative recombinant adenoviral vector wherein said non replicative recombinant adenoviral vector comprises a heterologous polynucleotide sequence encoding a polypeptide, which polynucleotide sequence is inserted into a deleted E1 region of said non replicative recombinant adenoviral vector and is under the control of a promoter selected from the promoter contained in the Long Terminal Repeat of Rous Sarcoma Virus, the promoter of the IE gene of cytomegalovirus, the Mouse Mammary Tumor Virus inducible promoter and the metallothionine promoter

